

J1031 U.S. PTO  
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PTO/SB/05 (03-01)

Approved for use through 10/31/2002, OMB 0651-0032

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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# UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No. 4704P010X

First Inventor or Application Identifier Karl Jacob

Title AN APPARATUS AND METHOD FOR SPECIFYING AND OBTAINING

Express Mail Label No. EL651845802US

## APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents

1.  Fee Transmittal Form (e.g. PTO/SB/17)  
*(Submit an original, and a duplicate for fee processing)*

2.  Applicant claims small entity status.  
*See 37 CFR 1.27.*

3.  Specification Total Pages 29  
*(preferred arrangement set forth below)*
  - Descriptive title of the Invention
  - Cross References to Related Applications
  - Statement Regarding Fed sponsored R & D
  - Reference to sequence listing, a table, or a computer program listing appendix
  - Background of the Invention
  - Brief Summary of the Invention
  - Brief Description of the Drawings (if filed)
  - Detailed Description
  - Claim(s)
  - Abstract of the Disclosure

4.  Drawing(s) (35 U.S.C.113) Total Sheets 10

5. Oath or Declaration Total Pages

- a.  Newly executed (original or copy)
- b.  Copy from a prior application (37 CFR 1.63(d))  
*(for continuation/divisional with Box 18 completed)*

- i.  **DELETION OF INVENTOR(S)**  
Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).

6.  Application Data Sheet. See 37 CFR 1.76.

ADDRESS TO:  
Assistant Commissioner for Patents  
Box Patent Application  
Washington, DC 20231

7.  CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)
8. Nucleotide and/or Amino Acid Sequence Submission  
*(if applicable, all necessary)*
  - a.  Computer Readable Form (CFR)
  - b.  Specification Sequence Listing on:
    - i.  CD-ROM or CD-R (2 copies); or
    - ii.  Paper
  - c.  Statement verifying identity of above copies

## ACCOMPANYING APPLICATION PARTS

9.  Assignment Papers (cover sheet & document(s))
10.  37 CFR 3.73(b) Statement  Power of Attorney  
*(when there is an assignee)*
11.  English Translation Document *(if applicable)*
12.  Information Disclosure Statement (IDS)/PTO - 1449  Copies of IDS Citations
13.  Preliminary Amendment
14.  Return Receipt Postcard (MPEP 503)  
*(Should be specifically itemized)*
15.  Certified Copy of Priority Document(s)  
*(If foreign priority is claimed)*
16.  Nonpublication Request under 35 USC 122(b)(2)(B)(i).  
Applicant must attach form PTO/SB/35 or its equivalent
17.  Other: Notice of Related Pending Applications

## 18. If a CONTINUATING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment:

Continuation  Divisional  Continuation-in-part (CIP) of prior application No: 09 / 702,217

Prior application Information: Examiner Unknown Group/Art Unit: 2152

For CONTINUATION or DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

## 17. CORRESPONDENCE ADDRESS

 Customer Number of Bar Code Label

\*08791\*

or  Correspondence address below

|         |   |           |                |          |                |
|---------|---|-----------|----------------|----------|----------------|
| Name    | BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP  |           |                |          |                |
| Address | 12400 Wilshire Boulevard, Seventh Floor |           |                |          |                |
| City    | Los Angeles                             | State     | California     | Zip Code | 90025          |
| Country | U.S.A.                                  | Telephone | (310) 207-3800 | Fax      | (310) 820-5988 |

Name (Print/Type) Joseph Lutz, Reg. No. 43,765

Signature

Date 12/06/01

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231.

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# FEE TRANSMITTAL for FY 2002

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT (\$)

848.00

## Complete if Known

|                        |                    |
|------------------------|--------------------|
| Application Number     |                    |
| Filing Date            | 12/06/01           |
| First Named Inventor   | Karl Jacob, et al. |
| Examiner Name          |                    |
| Group Art Unit         |                    |
| Attorney Docket Number | 4704P010X          |

## METHOD OF PAYMENT (check one)

1.  The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:

Deposit Account Number

Deposit Account Name

Charge Any Additional Fee Required Under 37CFR 1.16 and 1.17

Applicant claims small entity status. See 37 CFR 1.27

2.  Payment Enclosed:

Check  Money Order  Other

## FEE CALCULATION (continued)

## 3. ADDITIONAL FEE

| Large Entity Fee Code (\$) | Small Entity Fee Code (\$) | Fee Description   | Fee Paid |
|----------------------------|----------------------------|---|----------|
| 105                        | 130                        | 205 Surcharge - late filing fee or oath   |          |
| 127                        | 50                         | 227 Surcharge - late provisional filing fee or cover sheet.                       |          |
| 139                        | 130                        | 139 130 Non-English specification   |          |
| 147                        | 2,520                      | 147 2,520 For filing a request for ex parte reexamination                         |          |
| 112                        | 920                        | 112 920 Requesting publication of SIR prior to Examiner action                    |          |
| 113                        | 1,840*                     | 113 1,840* Requesting publication of SIR after Examiner action                    |          |
| 115                        | 110                        | 215 Extension for response within first month                                     |          |
| 116                        | 400                        | 216 Extension for response within second month                                    |          |
| 117                        | 920                        | 217 Extension for response within third month                                     |          |
| 118                        | 1,440                      | 218 720 Extension for response within fourth month                                |          |
| 128                        | 1,960                      | 228 980 Extension for response within fifth month                                 |          |
| 119                        | 320                        | 219 160 Notice of Appeal  |          |
| 120                        | 320                        | 220 160 Filing a brief in support of an appeal                                    |          |
| 121                        | 280                        | 221 140 Request for oral hearing  |          |
| 138                        | 1,510                      | 138 1,510 Petition to institute a public use proceeding                           |          |
| 140                        | 110                        | 240 55 Petition to revive - unavoidably   |          |
| 141                        | 1,280                      | 241 640 Petition to revive - unintentionally                                      |          |
| 142                        | 1,280                      | 242 640 Utility issue fee (or reissue)  |          |
| 143                        | 460                        | 243 230 Design issue fee  |          |
| 144                        | 620                        | 244 310 Plant issue fee   |          |
| 122                        | 130                        | 122 130 Petitions to the Commissioner   |          |
| 123                        | 50                         | 123 50 Petitions related to provisional applications                              |          |
| 126                        | 180                        | 126 180 Submission of Information Disclosure Stmt                                 |          |
| 581                        | 40                         | 581 40 Recording each patent assignment per property (times number of properties) |          |
| 146                        | 740                        | 246 370 Filing a submission after final rejection (37 CFR 1.129(a))               |          |
| 149                        | 740                        | 249 370 For each additional invention to be examined (37 CFR 1.129(b))            |          |
| 179                        | 740                        | 279 370 Request for Continued Examination (RCE)                                   |          |
| 169                        | 900                        | 169 900 Request for expedited examination of a design application                 |          |
| Other fee (specify) _____  |                            |   |          |

## 2. EXTRA CLAIM FEES

| Total Claims       | -20** =  | 6 | X \$18.00 = | Fee Paid |
|--------------------|----------|---|-------------|----------|
| Independent Claims | 3 -3** = | 0 | X \$84.00 = | 0.00     |
| Multiple Dependent |          |   | =           |          |

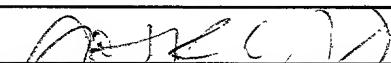
## Large Entity Small Entity

| Fee Code (\$)     | Fee Code (\$) | Fee Description   |
|-------------------|---------------|---|
| 103               | 18            | 203 9 Claims in excess of 20                                    |
| 102               | 84            | 202 42 Independent claims in excess of 3                        |
| 104               | 280           | 204 140 Multiple Dependent claim                                |
| 109               | 84            | 209 42 **Reissue independent claims over original patent        |
| 110               | 18            | 210 9 **Reissue claims in excess of 20 and over original patent |
| SUBTOTAL (2) (\$) |               | 108.00  |

\*or number of previously paid, if greater; For Reissues, see above

SUBTOTAL (3) (\$)

## SUBMITTED BY

|                       |   |      |          |                          |
|-----------------------|---|------|----------|--------------------------|
| Typed or Printed Name | Joseph Lutz, Reg. No. 43,765  |      |          | Complete (if applicable) |
| Signature             |  | Date | 12/06/01 | Reg. Number              |

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application for: )  
JACOB, et al. ) Examiner: To Be Assigned  
Serial No. To Be Assigned ) Art Group: To Be Assigned  
Filed: December 6, 2001 )  
For: AN APPARATUS AND METHOD FOR )  
SPECIFYING AND OBTAINING )  
SERVICES THROUGH AN AUDIO )  
TRANSMISSION MEDIUM )

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**NOTICE OF RELATED PENDING APPLICATIONS**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

Applicants respectfully request that the Examiner be put on notice that the following pending U.S. Patent Applications may disclose subject matter relating to the above captioned application.

U.S. Patent Application. No 09/414,710, entitled SYSTEM FOR PROVIDING SERVICES IN REAL-TIME OVER THE INTERNET, filed on October 8, 1999;

U.S. Patent Application. No 09/522,322, entitled SYSTEM FOR RECORDING AND DISTRIBUTING RECORDED INFORMATION OVER THE INTERNET, filed on March 9, 2000;

U.S. Patent Application. No 09/565,587, entitled SYSTEM AND METHOD FOR CONDUCTING A TIME AUCTION, filed on May 4, 2000;

U.S Patent Application No. 09/635,506, entitled METHOD AND APPARATUS FOR PROVIDING GROUP CALLS VIA THE INTERNET, filed on August 9, 2000;

U.S Patent Application No.09/702,217, entitled AN APPARATUS AND METHOD FOR SPECIFYING AND OBTAINING SERVICES THROUGH VOICE COMMANDS, filed on October 30, 2000;

U.S Patent Application No.09/705,388, entitled METHOD, APPARATUS AND SYSTEM  
EPR MARKETING, DELIVERING, AND COLLECTING PAYMENT FOR  
INFORMATION, filed on November 2, 2000;

U.S Patent Application No. 09/733,872, entitled ASSISTANCE METHOD AND APPARATUS, filed on December 8, 2000;

U.S Patent Application No 09/764,021, entitled SYSTEM AND METHOD FOR AN ONLINE SPEAKER PATCH-THROUGH, filed on January 16, 2001;

U.S Patent Application No.09/782,925, entitled ASSISTANCE METHOD AND APPARATUS, filed on February 13, 2001;

U.S Patent Application No. 09/782,984, entitled ASSISTANCE METHOD AND APPARATUS, filed on February 13, 2001; and

U.S. Patent Application No. 09/808,475, entitled APPARATUS AND METHOD FOR RECRUITING, COMMUNICATING WITH, AND PAYING PARTICIPANTS OF INTERACTIVE ADVERTISING, filed on March 13, 2001.

U.S. Patent Application No. 09/947,591 entitled APPARATUS AND METHOD FOR ENSURING A REAL-TIME CONNECTION BETWEEN USERS AND SELECTED SERVICE PROVIDER USING VOICE MAIL, filed on September 5, 2001.

If there are any additional charges, please charge Deposit Account No. 02-2666.

Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR, & ZAFMAN LLP

Dated: December 6, 2001

By:

Joseph Lut

Reg. No. 43,765

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